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7  
8 UNITED STATES DISTRICT COURT  
9 DISTRICT OF NEVADA

10 UNITED STATES OF AMERICA, )  
11 Plaintiff, ) CASE NO. 2:18-CR-00107-APG-GWF  
12 )  
13 vs. )  
14 DEANDRE SPENCER, ) STIPULATION TO CONTINUE  
15 Defendant. ) SENTENCING  
(FIRST REQUEST)

16 IT IS HEREBY STIPULATED AND AGREED , between the United States of America,  
17 through its attorneys, DAYLE ELIESON, United States Attorney, and KILBY MACFADDEN,  
18 Assistant United States Attorney, and Defendant Deandre Spencer, through his counsel, RICHARD  
19 A. WRIGHT, WRIGHT MARSH & LEVY, that the sentencing hearing currently scheduled for  
20 December 13, 2018 at 10:00 a.m., be vacated and set to a date and time convenient to this Court, but  
21 no sooner than seven (7) days from the current sentencing date and as soon as practicable.

22 This stipulation is entered into for the following reasons:

- 23 1. Counsel for Defendant, RICHARD A. WRIGHT, is currently in Los Angeles and is  
24 unable to return to Las Vegas because of an emergency.
- 25 2. The parties agree to the requested continuance.
- 26 3. Additionally, denial of this request for continuance could result in a miscarriage of  
27 justice.

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1           4.       The additional time requested by this Stipulation is made in good faith and not for  
2 purposes of delay.

3           This is the first request for a continuance of the sentencing hearing.

4           Dated this 12<sup>th</sup> day of December, 2018.

5           WRIGHT MARSH & LEVY

DAYLE ELIESON  
UNITED STATES ATTORNEY

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7           BY: /s/ Richard A. Wright  
8           RICHARD A. WRIGHT, ESQUIRE  
Attorney for Defendant Spencer

BY: /s/ Kilby Macfadden  
KILBY MACFADDEN  
Assistant U.S. Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA, )  
4 Plaintiff, )  
5 vs. )  
6 DEANDRE SPENCER, )  
7 Defendant. )  
8 \_\_\_\_\_ )


CASE NO. 2:18-CR-00107-APG-GWF

ORDER

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10 Based on the Stipulation of the parties, the Court hereby continues the sentencing of  
11 Defendant Deandre Spencer in this matter. The ends of justice served by granting said continuance  
12 outweigh the best interest of the public and the Defendant in speedy sentencing, because the failure  
13 to grant said continuance would be likely to result in a miscarriage of justice, and would deny the  
14 parties herein sufficient time and the opportunity within which to be able to effectively and  
15 thoroughly prepare and appear for sentencing, taking into account the exercise of due diligence.

16 IT IS THEREFORE ORDERED that the sentencing in the above-captioned matter currently  
17 scheduled for December 13, 2018 at 10:00 a.m. be vacated and continued to  
18 Friday, December 21, 2018, at 9:00 a.m. in Courtroom 6C.

19 DATED this 13th day of December, 2018.

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24 ANDREW P. GORDON  
25 United States District Judge  
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